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called Hertford did there take the two depositions hereto annexed after having giving public notice according to the act of assembly

Geo Gale Junr

Jebe Dashiell

Stephen Hopkins about seventy one years of age being Sworn on the holy Evangelists of Almighty God, deposeth, that about twenty five years ago, or more he was down at the river side where we now are, the Land Justices being then at the place, in order to prove the first boulder of Hertford, and that Captain John Macclester came down to this place, said that he then stood in the line from the boulder, but that he did not know but the boulder had stood 30. or forty yards in the River, and this deponant saith that about seven or eight years ago he was down here when other commissioners were on the S. Land down likewise at this same place and this deponant heard Captain Neil Macclester say that he the said Macclester saw Benjamin Lawrence put his hand upon the first boulder, a red oak, before it was washed away and say that the S. Tree was the first boulder of Hertford and this deponant further saith that the S. Neil Macclester came to this same place where the said John Macclester had stood and said that he stood near in the line, but that the boulder was in the River and further this deponant saith not.

Stephen Hopkins John Walter about 62 years of age being Sworn on the holy Evangelists of Almighty God deposeth that he was present both times when the Land Justices, commissioners were on the Land called Hertford as mentioned in Stephen Hopkins's deposition and that he heard Captain John and Neil Macclester say the same words and at the same place that are mentioned in Stephen Hopkins's deposition and further saith not.

John F. Walter

We have now fixed a red oak Post marked with sixteen Notches in the place where Captain John and Neil Macclester had stood as mentioned in the above Depositions, and it stands just below highwater mark about 175 yards below the middle of a high bank called the Red Bank

Matthias Losten of Somerset, p. Friedrich absolute Lord, propley of the provinces of Maryland commission, affidavits & to the Hon. Lord Baron of Baltimore & to Justice Dashiell, Thomas Dashiell, John Adams and Benjamin Wolman of Somerset County Gentlemen greeting know ye that we have appointed you or any three or two of you to be our commissioners to examine Evidences on behalf of a certain Matthias Losten of Somerset County in Relation to the bounds of two tracts of Land one called Good luck the other second choice or the bounds of any other Land on which the bounds of the aforesaid Land may depend we therefore require you or any three or two of you at some time and place as to you or any three or two of you shall seem convenient you most on the aforesaid Land called Good Luck and second choice or any other Land on which the bounds of the aforesaid Land may depend you first having taken your oaths on the holy Evangelist of Almighty God and there cause to come before you or any three or two of you all such Evidences as shall be to you or any three or two of you Prominated by the said complainant or defendant, that you or any three or two of you Examine them upon their Corporall Oaths to be by you or any three or two of you administered on the holy Evangelists of Almighty God in the presence of the complainant or Def<sup>t</sup> if any touching the truth or Remembrance of their knowledge or anything that may relate to the cause aforesaid that reducing the several depositions into writing you send the same with this our commission Under your or any three or two of your hands, Seals to unto our county court of Somerset with all convenient speed Witness Sampson Whatley Esq. one of our Justices of our said court the 17 day of August in the 12 year of our Dominion & Anno Domini 1762

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